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4 Attorney for Defendant  
JUAN DAVID HERNANDEZ  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,  
12 Plaintiff,

13 vs.

14 JUAN DAVID HERNANDEZ, et al,  
15 Defendants.  
16

No. CR S-04-0280 FCD

STIPULATION AND ORDER;  
EXCLUSION OF TIME

Date: July 25, 2005  
Time: 9:30 a.m.  
Hon. Frank C. Damrell, Jr.

17 IT IS HEREBY STIPULATED by and between the parties hereto through their  
18 respective counsel, WILLIAM WONG, Assistant United States Attorney, attorney for Plaintiff,  
19 MICHAEL E. HANSEN, attorney for Defendant HERNANDEZ, MARK J. REICHL, attorney  
20 for Defendant VASQUEZ, SHARI RUSK, attorney for Defendant VARGAS, that the  
21 previously scheduled status conference hearing date of July 25, 2005 be vacated and the matter  
22 set for status conference on August 29, 2005 at 9:30 a.m.

23 This continuance is requested to allow defense counsel time to evaluate plea  
24 agreements and research sentencing issues. Also, counsel for defendant Hernandez is currently  
25 in jury trial in Sacramento County Superior Court.

26 Accordingly, all counsel and defendants agree that time under the Speedy Trial Act  
27 from the date this stipulation is lodged, through August 29, 2005, should be excluded in  
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1 computing time within which trial must commence under the Speedy Trial Act, pursuant to  
2 Title 18 U.S.C. § 3161 (H)(8)(B)(iv) and Local Code T4.

3 Respectfully submitted,

4 Dated: July 21, 2005

/s/ Michael E. Hansen

MICHAEL E. HANSEN

Attorney for Defendant

JUAN DAVID HERNANDEZ

7 Dated: July 21, 2005

/s/ Michael E. Hansen for

MARK J. REICHL

Attorney for Defendant

JESUS VASQUEZ

10 Dated: July 21, 2005

/s/ Michael E. Hansen for

SHARI RUSK

Attorney for Defendant

MARCO ANTONIO VARGAS

14 Dated: July 21, 2005

/s/ Michael E. Hansen for

WILLIAM S. WONG

Assistant U.S. Attorney

Attorney for Plaintiff

18 ORDER

19 The previously scheduled status conference hearing date of July 25, 2005 is vacated  
20 and the matter set for further status conference on August 29, 2005 at 9:30 a.m.

21 Time is excluded in the interests of justice pursuant to 18 U.S.C. § 3161(H)(8)(B)(iv)  
22 and Local Code T4.

23 IT IS SO ORDERED.

24 Dated: July 22, 2005

/s/ Frank C. Damrell Jr.

FRANK C. DAMRELL, JR.

United States District Judge